

AMENDED IN ASSEMBLY MARCH 24, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 719

Introduced by Assembly Member Negrete McLeod

February 19, 2003

An act to add Section ~~21036~~ 20909 to the Government Code, relating to public employees' retirement, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 719, as amended, Negrete McLeod. Public employees' retirement: retirement benefit enhancement.

Under the Public Employees' Retirement Law, service retirement allowances are calculated, in part, based on years of credited service. Members of that retirement system may receive service credit for public service not otherwise subject to credit, upon payment of specified additional contributions.

This bill would authorize specified members of that system to elect to make additional contributions and receive up to 5 years of additional *retirement* service credit, as defined, subject to specified limitations. Contributions are deposited in the Public Employees' Retirement Fund, a continuously appropriated fund. By increasing member contributions to that fund, this bill would make an appropriation.

Vote: majority. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section ~~21036~~ 20909 is added to the Government Code, to read:

~~21036.~~

20909. (a) A member who has at least five years of ~~service credit~~ *credited state service*, may elect, by written notice filed with the board, to make contributions pursuant to this section and receive not less than one year, nor more than five years, *in one-year increments*, of additional *retirement* service credit in the retirement system.

(b) A member may elect to receive this *additional retirement* service credit at any time prior to retirement by making the contributions as specified in Sections 21050 and 21052. A member may not elect *additional retirement* service credit under this section more than once.

(c) For purposes of this section, “additional ~~service~~ retirement *service credit*” means time that does not qualify as public service, military service, ~~medical~~ leave of absence, or any other time recognized for service credit by the retirement system.

(d) *Additional retirement service credit elected pursuant to this section may not be counted to meet the minimum qualifications for service or disability retirement or for health care benefits, or any other benefits based upon years of service credited to the member.*

(e) This section only applies to ~~the following members:~~

~~(1) State members, as defined in subdivision (b) of Section 20370.~~

~~(2) School members, as defined in subdivision (d) of Section 20370.~~

~~(3) Local members of a contracting agency, as defined in subdivision (e) of Section 20370, upon election of the contracting agency to be subject to this section.~~

~~(4) Members in employment with the Senate, the Assembly, or the respective committees thereof, whose salaries or wages are paid from the Senate Operating Fund, the Assembly Operating Fund, or the Operating Funds of the Assembly and Senate on or after January 1, 2004.~~ *a member while he or she is employed in*

1 *state service at the time of the additional retirement service credit*
2 *election.*

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